

**ROCHESTER CITY COUNCIL**

**REGULAR MEETING**

**May 11, 2010**

**THE COUNCIL PRESIDENT** --- MEETING WILL COME TO ORDER AND THE CLERK WILL CALL THE ROLL.

**THE COUNCIL PRESIDENT** --- REQUEST COUNCIL TO RISE FOR A MOMENT OF SILENCE.

**THE COUNCIL PRESIDENT** --- PLEDGE OF ALLEGIANCE TO THE FLAG.  
Councilmember Spaul

**THE COUNCIL PRESIDENT** --- RECOGNITION CEREMONIES.

**Recognition Ceremony**

**Retirement:**

**DES**

- \*Kerry R. Kleckner
- \*Steve Leone
- \*Paul J. Noto, Jr.
- \*Peter B. Scott

**NBD**

- Margaret Austin
- \*Frank DeCapua

**RFD**

- \*Thomas R. Boyle
- \*Ronald J. Gullo
- \*Gregory A. Noto
- \*Bradley S. Wallace
- \*Michael Wierzbicki
- \*George Wolf

**RPD**

- \*Clifton H. Manns
- \*Janssen P. Rembert
- \*Jeffrey D. Smith

**RPL**

- \*Charlene J. Saweikis

*\*Not attending meeting.*

**APPROVAL OF THE MINUTES**

By Councilmember Scott

RESOLVED, that the minutes of the Regular Meeting of April 13, 2010 be approved as published in the official sheets of the Proceedings.

**THE COUNCIL PRESIDENT** --- AYES OR NAYS

**THE CITY CLERK --- THE FOLLOWING COMMUNICATIONS ARE HEREBY  
DIRECTED TO BE RECEIVED AND FILED:**

The Mayor submits the following:  
Administrative Cancellation or Refund of Erroneous Taxes and Charges  
Public Disclosure - CDBG Participation     (2)  
Quarterly Reports  
Professional Services Agreements  
Delinquent Receivables

**THE COUNCIL PRESIDENT --- PRESENTATION AND REFERENCE OF PETITIONS  
AND REMONSTRANCES.**

**THE COUNCIL PRESIDENT --- RECEIVED AND FILED.**

**THE COUNCIL PRESIDENT --- PUBLIC HEARINGS.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD  
ON THE FOLLOWING MATTER:**  
Local Improvement Ordinance - Establishing The Operating And Maintenance  
Costs Of Neighborhood Commercial Or Residential Parking Areas     Int. No. 172  
ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL  
NOW BE HEARD.

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD  
ON THE FOLLOWING MATTER:**  
Local Improvement Ordinance - Establishing The Cost Of The Special Work And  
Services Related To Main Street Improvements     Int. No. 179  
ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL  
NOW BE HEARD.

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD  
ON THE FOLLOWING MATTER:**  
Local Improvement Ordinance - Establishing The Cost Of The Assessments  
Related To The High Falls Business Improvement District     Int. No. 180  
ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL  
NOW BE HEARD.

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD  
ON THE FOLLOWING MATTER:**  
Local Improvement Ordinance - Establishing The Cost Of The Special Work And  
Services Related to The South Avenue/Alexander Street Open Space District And  
Authorizing An Agreement     Int. No. 181  
ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL  
NOW BE HEARD.

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Local Improvement Ordinance - Establishing The 2010 Cost Of The Upgrading Of  
Street Cleaning For The East Avenue/Alexander Street Entertainment District  
Int. No. 182

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Approving A Final Amendment To The Local Waterfront Revitalization Program  
And Authorizing Its Transmission To The New York State Department Of State  
Int. No. 183

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE COUNCIL PRESIDENT --- INTRODUCTION OF AND ACTION UPON LOCAL LAWS, ORDINANCES AND RESOLUTIONS**

By President Warren

Resolution In Support Of A Transit Center     Int. No. 198

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Resolution Establishing A Moratorium On Point System Enforcement At  
Bars/Nightclubs     Int. No. 199

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Determining And Certifying Base Proportions, Current Percentages, And Base  
Percentages For The 2010 Assessment Roll     Int. No. 200

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Determining And Certifying Adjusted Base Proportions, Assessed Value, And Net  
Changes In Assessed Value For The 2010 Assessment Roll     Int. No. 201

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

**THE COUNCIL PRESIDENT --- REPORTS OF STANDING COMMITTEES AND ACTION THEREON.**

**By Councilmember Conklin**

**Finance Committee Report**

Cancellation Of Taxes And Charges     Int. No. 168

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Approving Apportionment Of Taxes And Charges    Int. No. 169  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Resolution Approving Reappointment To The Municipal Civil Service  
Commission    Int. No. 170  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For An Amendatory Professional  
Services Agreement For Sound And Lighting Services    Int. No. 171  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing An Agreement For The Immobilization Of Motor Vehicles  
Int. No. 190  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Amending The Municipal Code With Respect To The Immobilization Of  
Motor Vehicles    Int. No. 191  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Local Improvement Ordinance - Establishing The Operating And  
Maintenance Costs Of Neighborhood Commercial Or Residential Parking  
Area    Int. No. 172  
**THE COUNCIL PRESIDENT --- ROLL CALL**

**THE COUNCIL PRESIDENT --- RECEIVED, FILED AND PUBLISHED.**

**By Councilmember Palumbo**

**Neighborhood & Business Development Committee Report**

Authorizing The Sale Of Real Estate    Int. No. 173  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For An Amendatory Professional  
Services Agreement For The High Falls Centers    Int. No. 174  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing Agreements For The Emergency Assistance Repair Program  
Int. No. 175  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing The Lease And Acquisition Of Municipal Lot #4    Int. No. 176  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing Agreements For The Lease Of Municipal Lot #4    Int. No. 177  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Resolution Approving Appointment To The Rochester Preservation Board  
Int. No. 178  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Local Improvement Ordinance - Establishing The Cost Of The Special Work  
And Services Related To Main Street Improvements    Int. No. 179  
**THE COUNCIL PRESIDENT --- ROLL CALL**

Local Improvement Ordinance - Establishing The Cost Of The Assessments  
Related To The High Falls Business Improvement District    Int. No. 180  
**THE COUNCIL PRESIDENT --- ROLL CALL**

Local Improvement Ordinance - Establishing The Cost Of The Special Work  
And Services Related to The South Avenue/Alexander Street Open Space  
District And Authorizing An Agreement    Int. No. 181  
**THE COUNCIL PRESIDENT --- ROLL CALL**

Local Improvement Ordinance - Establishing The 2010 Cost Of The  
Upgrading Of Street Cleaning For The East Avenue/Alexander Street  
Entertainment    Int. No. 182  
**THE COUNCIL PRESIDENT --- ROLL CALL**

Approving A Final Amendment To The Local Waterfront Revitalization  
Program And Authorizing Its Transmission To The New York State  
Department Of State    Int. No. 183  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

**THE COUNCIL PRESIDENT --- RECEIVED, FILED AND PUBLISHED.**

By Councilmember Miller

Jobs, Parks & Public Works Committee Report

Authorizing Agreements For American Recovery And Reinvestment Act  
Projects And Amending The 2009-10 Budget    Int. No. 184

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For A Professional Services  
Agreement For A Lead Study For The Water Distribution System, As  
Amended    Int. No. 185

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing An Agreement With RGRTA For The Fueling Of Vehicles  
Int. No. 192

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Bond Ordinance Of The City Of Rochester, New York, Authorizing The  
Issuance Of \$573,400 Bonds Of Said City To Finance The Cost Of  
Improvements To The Heating, Ventilating And Air Conditioning  
Equipment At City Facilities    Int. No. 193

**THE COUNCIL PRESIDENT --- ROLL CALL**

Resolution Authorizing An Exception To The City Debt Limit For The  
Improvements To The Heating, Ventilating And Air Conditioning  
Equipment At City Facilities    Int. No. 194

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For An Amendatory Professional  
Services Agreement For The Crossroads Garage HVAC System Upgrades  
Phase II Project    Int. No. 195

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

**THE COUNCIL PRESIDENT --- RECEIVED, FILED AND PUBLISHED.**

By Councilmember McFadden

Public Safety, Youth & Recreation Committee Report

Establishing Maximum Compensation For A Professional Services  
Agreement For Repairs To The Emerson Street And Lake Avenue  
Firehouses    Int. No. 186

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Bond Ordinance Of The City Of Rochester, New York, Authorizing The  
Issuance Of \$370,000 Bonds Of Said City To Finance The Cost Of Design

And Construction Of Repairs To The Emerson Street And Lake Avenue  
Firehouses In The City Int. No. 187

**THE COUNCIL PRESIDENT --- ROLL CALL**

Authorizing An Application And Agreement For The 2010 Summer Food  
Service Program For Children Int. No. 188

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing An Inter-Municipal Agreement For Fire Communications  
Int. No. 189

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For A Professional Services  
Agreement For City Youth Participation In The 2010 LPGA Championship  
Events Int. No. 196

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing An Agreement For A Bomb Squad Initiative Grant And  
Amending The 2009-10 Budget Int. No. 197

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

**THE COUNCIL PRESIDENT --- RECEIVED, FILED AND PUBLISHED.**

**THE COUNCIL PRESIDENT --- MISCELLANEOUS BUSINESS**

Adjourned.